

OFFICIAL GAZETTE



GOVERNMENT OF GOA

Note:- There are Four Extraordinary issues to the Official Gazette, Series II, No. 16 dated 19-7-2001 as follows:-

- 1) Extraordinary dated 20-7-2001 from pages 265 to 266 regarding Notification from Department of Finance (Budget Division).
- 2) Extraordinary No. 2 dated 20-7-2001 from pages 267 to 268 regarding Notification from Department of Revenue.
- 3) Extraordinary No. 3 dated 23-7-2001 from pages 269 to 270 regarding Order from Department of Elections (Goa State Election Commission).
- 4) Extraordinary No. 4 dated 25-7-2001 from pages 271 to 272 regarding Notification from Department of Revenue.

GOVERNMENT OF GOA

Department of Education, Art & Culture

Directorate of Higher Education

Order

No. 5/15/99-DHE/Part

Read: Government of India's letter No. F. 1-5/97- Stat dated 27-11-2000 of Ministry of Human Resource Development.

After examination of the issue of nodal department for technical education in consonance with communication of Government of India, as above, Government has decided that Department of Higher Education shall be nodal department for technical institutions in place of Department of Technical Education. All incidental and consequential actions following this decision shall be initiated and monitored by the Department of Higher Education.

By order and in the name of the Governor of Goa.

Arvind Ray, Secretary (Education).

Panaji, 9th July, 2001.

Department of Finance

Directorate of Accounts

Addendum

No. DA/Admn/45-3/2001-02/TR-1123/72

Read: Government Order No. DA/Admn/45-3/2001-02/TR-818/90 dated 15-6-2001.

In the above order, the following may be added/substituted.

1. Officer at Sr. No. 2, the name of the Officer may be read as Antonio Ivor F. C. Barreto instead of Anthony Ivor Barreto.

Other contents of the order remains unchanged.

By order and in the name of the Governor of Goa.

G. K. Warriar, Director of Accounts & Ex-Officio Joint Secretary.

Panaji, 20th July, 2001.

Department of Information & Publicity

Notification

No. DI/INF/Rev-Rates-Advt/2000/1148

Government is pleased to constitute a Committee under the Chairmanship of Minister for Information in order to do away the anomalies for distribution of Prestige and Classified Advertisement released by the Government.

The Committee will comprise of following:

- | | |
|--|---------------------|
| 1) Minister for Information | - Chairman |
| 2) Director of Information & Publicity | - Vice Chairman |
| 3) Information Officer (Advt) | - Member |
| 4) Jt. Director of Information & Publicity | - Member Secretary. |

The Committee will ensure equitable distribution of Government Advertisements, Prestige and Classified to local and national newspapers on day to day basis.

By order and in the name of the Governor of Goa.

Menino Peres, Joint Director of Information & Publicity.

Panaji, 17th July, 2001.

Department of Law

Legal Affairs Division

Notification

No. 10/4/99-LA (Vol. III)

The following Orders dated 4/5/2001 received from the Government of India, Ministry of Mines, Department of Mines, the Controller of Mining Leases for India, Nagpur, under Rule 6 of the Mining Leases (Modification of Terms) Rules, 1956, are hereby published for general information of the public.

S. G. Marathe, Under Secretary (Drafting).

Panaji, 11th June, 2001.

GOVERNMENT OF INDIA

MINISTRY OF MINES

DEPARTMENT OF MINES

THE CONTROLLER OF MINING LEASES FOR INDIA

Case No. CML/Z - 403/2001

Dated: 4-5-2001

Order

[Under Rule 6 of the Mining Leases (Modification of Terms) Rules, 1956]

In supersession of this Office earlier modification Order dt. 2-2-2001.

Whereas 13 (Thirteen) cases were registered for the modification of terms of (13) *mineral mining leases dated as per enclosed list for* Iron/Manganese held by M/s V. S. Dempo Co. Ltd. Dempo House, Campal, Panaji Goa, for Pmt. period area 1096.0173 Hectares in village(s) as per enclosed list district South/North of Goa State.

And whereas an enquiry has been made, as laid down in the Mining Leases (Modification of Terms) Rules, 1956.

2. It is hereby ordered under rule 6 of the aforesaid Rules that terms and conditions of the above lease shall stand modified as follows:-

- (i) Area: Out of existing 13 (Thirteen) Leases covering 1096.0173 hec. area of 996.0173 hec. area of 12 (Twelve) leases is permitted for retention and 100.0000 hec. excess area of 1 (one) lease is reduced under modification as per list enclosed (Annexure I, II & III).
- (ii) Period: No change is made as the period for the lease(s) is already modified as per provisions of the Goa, Daman and Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987.

- (iii) The following clause shall be deemed to be inserted in the lease deed and shall form part thereof:-

"Except for the modifications made by this order, the lease shall be subject to the rules made or deemed to have been made under Sections 13 and 18 of the Mines & Minerals (Regulation & Development) Act, 1957 (No. 67 of 1957)."

3. It is clarified that royalty and dead rent shall be payable in accordance with Section 9 and 9A of the Mines & Minerals (Regulation & Development) Act, 1957 respectively instead of according to the stipulations in the lease deed.

4. It is further clarified that the lessee shall also pay, for the surface area used by him for the purposes of mining operations, surface rent at such rate, as may be specified by the state Government under the Mineral Concession Rules, 1960.

5. It is further clarified that the State Govt. of Goa (Lessor) shall pay compensation to the lessee under Rule 9 of Mining Leases (Modification of Terms) 1956 for the area reduced due to Modification. The amount of compensation shall be determined in the manner & in accordance with the principles set out under Rule 10 of Mining Leases (Modification of Terms) Rules, 1956. This order shall take effect from the date of this order.

6. It is ordered that this order be published in the Official Gazette of Goa State and copies thereof be sent to the lessee and the State Government.

Sd/-

Nagpur:
Dated the 4-5-2001.

(C. P. Ambesh)
Controller of Mining
Leases for India.

NOTE EMBODYING THE FACTS OF CASE, PLEAS OF THE PARTIES & REASONS FOR THE ORDER

Case No. CML/Z. 403/2001

Order dated 4-5-2001

Name of the lessee : M/s V. S. Dempo, Co. Ltd.
Dempo House, Campal
Panaji Goa. 403 001.

Date of the lease	} As per enclosed list.
Mineral(s)	
Area and Location	
Period	: Unlimited

Apart from the insertion of the general clause, the following was the proposal contained in the show cause notice (s) issued to the lessee for modification of the mining lease(s) referred to above:

Area: To be reduced to ten square kilometres as required under Section 6 of Mines and Minerals (Regulation & Development) Act, 1957.

Period: To be reduced to two years counting from the date of the modification order, passed under Rule 6 of Mining Leases (Modification of Terms) Rules, 1956.

2. In pursuance of rule 6 of the Mining Leases (Modification of Terms) Rules, 1956, the show cause notice containing the proposals for modification of the above mentioned mining lease was sent to the lessee - M/s V. S. Dempo & Co. Ltd. Panaji Goa, and the lessor - the Government of Goa, calling upon them to show cause why such modifications/alterations should not be made in the mining lease deed dated as per enclosed list held by the lessee.

3. The case was also taken up for hearing on 14-1-2000 at Goa for enabling both the parties to put forward their case.

4. At the time of hearing on 14-1-2000 at Goa, the lessee was represented by his Advocate/representative. The lessee has submitted objection letter stating:

- i) that the proposal to reduce the area of lease under Section 6(i) (b) of Mines and Minerals (Regulation & Development) Act, 1957 is not possible which is likely to negate any decision that may be arrived by the Hon'ble Supreme Court of India in the SLP filed by lessee wherein Ad interim order, passed on 2-3-98.
- ii) that the proposal to reduce the period to two years from the date of the modification order is not possible as provided under Section 16(1A) of Mines and Minerals (Regulation & Development) Act, 1957 since the period of the lease has already stand reduced to the extent of six months from the date of assent i. e. 23-5-87 under Section 5 of Goa, Daman & Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987.

Further, the lessee has also submitted the following documents at the time of hearing and thereafter:-

- iii) information regarding lease(s) in the prescribed annexures I & II under Rules/Act.
- iv) affidavit(s) dated 15-1-2000 duly signed by the lessee/attorney to abide by the provisions of Mines & Minerals (Development & Regulation) Act, 1957, Mineral Concession Rules, 1960, Mineral Conservation & Development Rules, 1988 and Mining Leases (Modification of Terms) Rules, 1956 and other provisions applicable and as amended from time to time by the Central Govt. in respect of his aforesaid lease(s).
- v) A copy of the letter(s) dated 7-4-2000 addressed to the Secretary, Industries & Mines, Government of Goa requesting for Government permission to hold by way of mining lease(s) a total area in

excess of 10 sq. kms. under Section 6 (1) of the Mines & Minerals (Development & Regulation) Act, 1957 in view of modification under Mining Leases (Modification of Terms) Rules, 1956 undertaken by the Controller of Mining Leases.

However, no representative of State Govt. (Lessor) was present on the date of hearing:

5. I have given my careful consideration to the above objections/plea advanced by the lessee and, in my view, they have got no force on the basis of my finding given hereunder:

- i) that the contention of the lessee(s) is not maintainable that the modification of area is likely to negate the decision that may be arrived by the Hon'ble Supreme Court of India in the SLP wherein Ad interim order was passed on 2-3-98. The Hon'ble Supreme Court of India in Ad interim order dated 2-3-98 has permitted the appellants to carry on mining operations and mining business in the mining area for which renewal applications have been made on the condition that the appellants shall pay to the respondents from the date of commencement of the impugned Act all the amount of dead rent, royalty as now stipulated by the respondents under the impugned Act without prejudice and under protest. The appellants will also comply with all other conditions. As regards the period from 1961 till the coming into force of the impugned Act, it will be opened to the respondents to take proceedings from assessment of the amount payable by the appellants but no recovery shall be made without further order from the court. Thus, there is no restraint put by the order of the Hon'ble Supreme Court of India for control of modification of terms of the existing mining lease(s) to bring in conformity with the terms of the Mines & Minerals (Development & Regulation) Act, 1957 and the rules made thereunder. Accordingly, the area may be modified without affecting the area under active mining operations.
- ii) that the contention of the lessee(s) is not maintainable that the provisions of Section 16 of Mines and Minerals (Regulation & Development) Act, 1957 is inconsistent with the provisions of Section 5 of Goa, Daman and Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987, therefore, provisions of the Section 16 of Mines and Minerals (Regulation & Development) Act, 1957 do not apply to the deemed lease(s) of Goa. The above Acts are consistent & Section 16 of Mines & Minerals (Development & Regulation) Act, 1957 made applicable to all lease(s) of Goa State vide Govt. notification w.e.f. 15th Jan' 1966. However, the period of the lease(s) is not changed as the same is already modified as per the provisions of the Goa, Daman & Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987.

iii) that the Government permission to hold by way of mining lease(s) of a total area in excess of 10 sq. kms under Section 6 (1) of Mines & Minerals (Development & Regulation) Act, 1957 has not been submitted by the lessee to this office so far. Thus, the modification of the lease(s) held by the lessee may be made as per the existing provisions of the Mines & Minerals (Development & Regulation) Act, 1957 and the rules made thereunder. However, retention of excess area than prescribed limit by the lessee may be considered by the State Govt. on receipt of the permission of the Central Govt. under said Act in due course.

6. Keeping aforesaid facts in view, my findings are given hereunder:

i) that the area of the lease(s) should be modified without affecting the area under active mining operation and total area of lease(s) acquired by a lessee should not be more than the area prescribed under Mines and Minerals (Development & Regulation) Act, 1957.

In this case, 996.0173 Hectares area of 12 (Twelve) leases is permitted for retention & 100.0000 Hectares excess area of 1(one) leases is reduced as mentioned in the enclosed Annexures-I, II & III.

ii) that the period of lease(s) should be modified and the maximum period of the lease(s) should not be more than the period prescribed under Mines and Minerals (Development & Regulation) Act, 1957.

In this case, the period of the lease(s) is not modified as the same is already modified as per the provisions of the Goa, Daman & Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987.

7. As stated above, vide Govt. of Goa notifications dated 30th Sept' 1963 and 4th Jan' 1966, the Mines & Minerals (Development & Regulation) Act, 1957 became applicable to Goa w.e.f. 1st Oct' 1963 and the Section 16 of the said Act was made applicable to Goa w.e.f. 15th Jan' 1966 which confers powers to Controller of Mining Leases for modification of mining lease(s) of Goa under Section 16 of the Mines & Minerals (Development & Regulation) Act, 1957. Keeping in view of the provisions of the Mines and Minerals (Regulation & Development) Act, 1957, Goa, Daman and Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987 and the rules made thereunder, modification of the lease(s) is made.

Order Passed Accordingly.

C. P. Ambesh, Controller of Mining Leases for India.

ANNEXURE I

Details of 13 (Thirteen) Mining Leases held by *M/s. V. S. Dempo Company Limited*, in the State of Goa.

Sl. No.	Case No.	Denomination of the Mine	Village/Taluka District	Minerals	Number, Date & Title	Area in Hectares
1	2	3	4	5	6	7
1.	Z-403	Onvalinchi Math	Sonus-Vonvoliém, Satari, Goa	Iron Ore	5 of 22-1-1954	96.6448
2.	Z-418	Onvaliechem Paltona	Surla, Bicholim, Goa	Iron	20 of 5-3-1954	90.9542
3.	Z-419	Tolpi e Mardando	Surla, Bicholim, Goa	Iron	21 of 5-3-1954	65.7940
4.	Z-46	Culnavoril	Dudhal, Sanguem, Goa	Iron & Manganese	7 of 30-1-1950	38.8428
5.	Z-187	Candulgo	Colomba, Sanguem, Goa	Iron & Manganese	37 of 4-4-1952	100.0000
6.	Z-123	Navientil Galivoril Advona	Aglote, Sanguem, Goa	Iron & Manganese	43 of 18-5-1951	95.0800
7.	Z-245	Marsoda	Pissurlem, Satari, Goa	Iron & Manganese	95 of 14-11-1952	98.3770
8.	Z-185	Tombesodo	Carapur, Bicholim, Goa	Iron	35 of 4-4-1952	98.4600
9.	Z-781	Gorbaim Golacho	Navelim, Bicholim, Goa	Iron	17 of 29-4-1960	70.6870
10.	Z-237	Chedu Dongor	Neum, Canacona, Goa	Iron	87 of 18-10-1952	92.5000
11.	Z-717	Rajabaga	Cananguinium, Canacona Goa	Iron & Manganese	37 of 10-8-1959	100.0000
12.	Z-438	Sem Denominacao	Curpem, Sanguem, Goa	Iron & Manganese	40 of 22-10-1954	51.0000
13.	Z-84	Sem Denominacao	Curpem, Sanguem, Goa	Iron & Manganese	3 of 19-1-1951	97.6775
Total of 13 Leases						1096.0173

C. P. Ambesh, Controller of Mining Leases for India.

ANNEXURE II

Details of **12 (Twelve)** Mining Leases held by **M/s. V. S. Dempo Company Limited**, in the State of Goa permitted for retention under MM (DR) Act, 1957.

Sl. No.	Case No.	Denomination of the Mine	Village/Taluka District	Minerals	Number, Date & Title	Area in Hectares
1	2	3	4	5	6	7
1.	Z-403	Onvalinchi Math	Sonus-Vonvoliem, Satari, Goa	Iron Ore	5 of 22-1-1954	96.6448
2.	Z-418	Onvaliechem Paltona	Surla, Bicholim, Goa	Iron	20 of 5-3-1954	90.9542
3.	Z-419	Tolpi e Mardando	Surla, Bicholim, Goa	Iron	21 of 5-3-1954	65.7940
4.	Z-46	Culnavoril	Dudhal, Sanguem, Goa	Iron & Manganese	7 of 30-1-1950	38.8428
5.	Z-187	Candulgo	Colomba, Sanguem, Goa	Iron & Manganese	37 of 4-4-1952	100.0000
6.	Z-123	Navientil Galivoril Advona	Aglote, Sanguem, Goa	Iron & Manganese	43 of 18-5-1951	95.0800
7.	Z-245	Marsoda	Pissurlem, Satari, Goa	Iron & Manganese	95 of 14-11-1952	98.3770
8.	Z-185	Tombesodo	Carapur, Bicholim, Goa	Iron	35 of 4-4-1952	98.4600
9.	Z-781	Gorbaim Golacho	Navelim, Bicholim, Goa	Iron	17 of 29-4-1960	70.6870
10.	Z-237	Chedu Dongor	Neum, Canacona, Goa	Iron	87 of 18-10-1952	92.5000
11.	Z-84	Sem Denominacao	Curpem, Sanguem, Goa	Iron & Manganese	3 of 19-1-1951	97.6775
12.	Z-438	Sem Denominacao	Curpem, Sanguem, Goa	Iron & Manganese	40 of 22-10-1954	51.0000
Total of 12 Leases						996.0173

C. P. Ambesh, Controller of Mining Leases for India.

ANNEXURE III

Details of **1 (One)** Mining Lease held by **M/s. V. S. Dempo Company Limited**, in the State of Goa is reduced having excess area than prescribed under MM (DR) Act, 1957.

Sl. No.	Case No.	Denomination of the Mine	Village/Taluka District	Minerals	Number, Date & Title	Area in Hectares
1	2	3	4	5	6	7
1.	Z-717	Rajabaga	Cananguinium Canacona, Goa	Iron & Manganese	37 of 10-8-1959	100.00
Total of One lease						100.0000

C. P. Ambesh, Controller of Mining Leases for India.

GOVERNMENT OF INDIA

MINISTRY OF MINES

DEPARTMENT OF MINES

THE CONTROLLER OF MINING LEASES FOR INDIA

Order

Case No. CML/Z - 50/2001

Dated: 4-5-2001

[Under Rule 6 of the Mining Leases (Modification of Terms) Rules, 1956]

In supersession of this Office earlier modification Order dt. 8-2-2001.

Whereas 18 (Eighteen) cases were registered for the modification of terms of a (18) *mineral mining leases dated as per enclosed list for* Iron/Manganese

held by M/s Damodar Mangalji & Co. Ltd. 'Damodar Niwas' M. G. Road, P. B. No. 32, Panaji Goa for Pmt. period area 1154.3584 Hectares in village(s) as per enclosed list (Annexure I, II & III) district South/North of Goa State.

And whereas an enquiry has been made, as laid down in the Mining Leases (Modification of Terms) Rules, 1956.

2. It is hereby ordered under rule 6 of the aforesaid Rules that terms and conditions of the above leases shall stand modified as follows:-

- Area: Out of existing 18 (Eighteen) Leases covering an area of 1154.3584 hec. 967.6544 hec. area of 15 (Fifteen) leases is permitted for retention and 186.7040 hec. excess area of 3 (Three) leases is reduced under modification as per list enclosed (Annexure I, II & III).

(ii) Period: No change is made as the period for the lease(s) is already modified as per provisions of the Goa, Daman and Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987.

(iii) The following clause shall be deemed to be inserted in the lease deed and shall form part thereof:-

"Except for the modifications made by this order, the lease shall be subject to the rules made or deemed to have been made under Sections 13 and 18 of the Mines & Minerals (Regulation & Development) Act, 1957 (No. 67 of 1957)."

3. It is clarified that royalty and dead rent shall be payable in accordance with Section 9 and 9A of the Mines & Minerals (Regulation & Development) Act, 1957 respectively instead of according to the stipulations in the lease deed.

4. It is further clarified that the lessee shall also pay, for the surface area used by him for the purposes of mining operations, surface rent at such rate, as may be specified by the State Government under the Mineral Concession Rules, 1960.

5. It is further clarified that the State Govt. of Goa (Lessor) shall pay compensation to the lessee under Rule 9 of Mining Leases (Modification of Terms) Rules, 1956 for the area reduced due to Modification. The amount of compensation shall be determined in the manner and in accordance with the principles set out under Rule 10 of Mining Leases (Modification of Terms) Rules, 1956. This order shall take effect from the date of this order.

6. It is ordered that this order be published in the Official Gazette of Goa State and copies thereof be sent to the lessee and the State Government.

Nagpur

Dated the 4-5-2001.

Sd/-

(C. P. Ambesh)

Controller of Mining
Leases for India.

NOTE EMBODYING THE FACTS OF CASE, PLEAS OF THE PARTIES & REASONS FOR THE ORDER

Case No. CML/Z. 50/2001

Order dated 3-5-2001

Name of the lessee : M/s Damodar Mangalji & Co. Ltd.,
'Damodar Niwas' M. G. Road, P. B.
No. 32 Panaji Goa.

Date of the lease

Mineral(s)

Area and Location

Period

As per enclosed list.
(Annexure-I.)

: Unlimited

Apart from the insertion of the general clause, the following was the proposal contained in the show cause

notice(s) issued to the lessee for modification of the mining lease(s) referred to above:

Area: To be reduced to ten square kilometres as required under Section 6 of Mines and Minerals (Regulation & Development) Act, 1957.

Period: To be reduced to two years counting from the date of the modification order, passed under Rule 6 of Mining Leases (Modification of Terms) Rules, 1956.

2. In pursuance of rule 6 of the Mining Leases (Modification of Terms) Rules, 1956, the show cause notice containing the proposals for modification of the above mentioned mining lease was sent to the lessee - M/s. Damodar Mangalji & Co. Ltd., Panaji, Goa and the lessor - the Government of Goa, calling upon them to show cause why such modifications/alteration should not be made in the mining lease deed dated As per enclosed list held by the lessee.

3. The case was also taken up for hearing on 9-12-1999 at Goa for enabling both the parties to put forward their case.

4. At the time of hearing on 9-12-1999 at Goa, the lessee was represented by his Advocate/representative. The lessee has submitted objection letter stating:

- i) that the proposal to reduce the area of lease under Section 6(i) (b) of Mines and Minerals (Regulation & Development) Act, 1957 is not possible which is likely to negate any decision that may be arrived by the Hon'ble Supreme Court of India in the SLP filed by lessee wherein Ad interim order, passed on 2-3-98.
- ii) that the proposal to reduce the period to two years from the date of the modification order is not possible as provided under Section 16(1A) of Mines and Minerals (Regulation & Development) Act, 1957 since the period of the lease has already stand reduced to the extent of six months from the date of assent i. e. 23-5-87 under Section 5 of Goa, Daman & Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987.

Further, the lessee has also submitted the following documents at the time of hearing and thereafter:-

- iii) information regarding lease(s) in the prescribed annexures I & II under Rules/Act.
- iv) affidavit(s) dated 6-12-1999 duly signed by the lessee/attorney to abide by the provisions of Mines & Minerals (Development & Regulation) Act, 1957, Mineral Concession Rules, 1960, Mineral Conservation & Development Rules, 1988 and Mining Leases (Modification of Terms) Rules, 1956 and other provisions applicable and as amended from time to time by the Central Govt. in respect of his aforesaid lease(s).
- v) A copy of the letter(s) dated 5-11-1999 addressed to the Secretary, Industries & Mines, Government

of Goa requesting for Government permission to hold by way of mining lease(s) a total area in excess of 10 sq. kms. under Section 6 (1) of the Mines & Minerals (Development & Regulation) Act, 1957 in view of modification under Mining Leases (Modification of Terms) Rules, 1956 undertaken by the Controller of Mining Leases.

However, no representative of State Govt. (Lessor) was present on the date of hearing.

5. I have given my careful consideration to the above objections/plea advanced by the lessee and, in my view, they have got no force on the basis of my finding given hereunder:

- i) that the contention of the lessee(s) is not maintainable that the modification of area is likely to negate the decision that may be arrived by the Hon'ble Supreme Court of India in the SLP wherein Ad interim order was passed on 2-3-98. The Hon'ble Supreme Court of India in Ad interim order dated 2-3-98 has permitted the appellants to carry on mining operations and mining business in the mining area for which renewal applications have been made on the condition that the appellants shall pay to the respondents from the date of commencement of the impugned Act all the amount of dead rent, royalty as now stipulated by the respondents under the impugned Act without prejudice and under protest. The appellants will also comply with all other conditions. As regards the period from 1961 till the coming into force of the impugned Act, it will be opened to the respondents to take proceedings from assessment of the amount payable by the appellants but no recovery shall be made without further order from the court. Thus, there is no restraint put by the order of the Hon'ble Supreme Court of India for control of modification of terms of the existing mining lease(s) to bring in conformity with the terms of the Mines & Minerals (Development & Regulation) Act, 1957 and the rules made thereunder. Accordingly, the area may be modified without affecting the area under active mining operations.

- ii) that the contention of the lessee(s) is not maintainable that the provisions of Section 16 of Mines and Minerals (Regulation & Development) Act, 1957 is inconsistent with the provisions of Section 5 of Goa, Daman and Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987, therefore, provisions of the Section 16 of Mines and Minerals (Regulation & Development) Act, 1957 do not apply to the deemed lease(s) of Goa. The above Acts are consistent & Section 16 of Mines & Minerals (Development & Regulation) Act, 1957 made applicable to all lease(s) of Goa State vide Govt. notification w.e.f. 15th Jan' 1966. However, the period of the lease(s) is not changed as the same is already modified as per the provisions of the

Goa, Daman & Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987.

- iii) that the Government permission to hold by way of mining lease(s) of a total area in excess of 10 sq. kms under Section 6 (1) of Mines & Minerals (Development & Regulation) Act, 1957 has not been submitted by the lessee to this office so far. Thus, the modification of the lease(s) held by the lessee may be made as per the existing provisions of the Mines & Minerals (Development & Regulation) Act, 1957 and the rules made thereunder. However, retention of excess area than prescribed limit by the lessee may be considered by the State Govt. on receipt of the permission of the Central Govt. under said Act in due course.

6. Keeping aforesaid facts in view, my findings are given hereunder:

- i) that the area of the lease(s) should be modified without affecting the area under active mining operation and total area of lease(s) acquired by a lessee should not be more than the area prescribed under Mines and Minerals (Development & Regulation) Act, 1957.

In this case, 967.6544 Hectares area of 15 (Fifteen) leases is permitted for retention & 186.7040 Hectares excess area of 3 (Three) leases is reduced as mentioned in the enclosed Annexures-I, II & III.

- ii) that the period of lease(s) should be modified and the maximum period of the lease(s) should not be more than the period prescribed under Mines and Minerals (Development & Regulation) Act, 1957.

In this case, the period of the lease(s) is not modified as the same is already modified as per the provisions of the Goa, Daman & Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987.

7. As stated above, vide Govt. of Goa notifications dated 30th Sept' 1963 and 4th Jan' 1966, the Mines & Minerals (Development & Regulation) Act, 1957 became applicable to Goa w.e.f. 1st Oct' 1963 and the Section 16 of the said Act was made applicable to Goa w.e.f. 15th Jan' 1966 which confers powers to Controller of Mining Leases for modification of Mining lease(s) of Goa under Section 16 of the Mines & Minerals (Development & Regulation) Act, 1957. Keeping in view of the provisions of the Mines and Minerals (Regulation & Development) Act, 1957, Goa Daman and Diu Mining Concessions (Abolition and Declaration as Mining Leases) Act, 1987 and the rules made thereunder, modification of the lease(s) is made.

Order Passed Accordingly.

C. P. Ambesh, Controller of Mining Leases for India.

ANNEXURE I

Details of **18 (Eighteen)** Mining Leases held by **M/s. Damodar Mangalji & Co. Ltd.** in the State of Goa.

Sl. No.	Case No.	Denomination of the Mine	Village/Taluka/ /District	Minerals	Number, Date & Title	Area in Hectares
1	2	3	4	5	6	7
1.	Z-271	Conquirem Gavanvoril Dongor	Conquirem, Satari, N. Goa	Fe/Mn	18 of 6/3/1953	75.4000
2.	Z-286	Marsado	Surla, Bicholim, N. Goa	Fe	33 of 24-4-1953	78.2740
3.	Z-448	Ambeavelem Bharad	Surla, Bicholim, N. Goa	Fe/Mn	1 of 14-1-1955	29.1400
4.	Z-337	Solla	Colomba, Sanguem, S. Goa	Fe/Mn	84 of 28-08-1953	82.0000
5.	Z-161	Dobdobo	Bicholim, Bicholim, N. Goa	Fe	11 of 4-2-1952	50.1250
6.		Band Doncol	Pissurlem, Satari, N. Goa	Fe	2/Fe - 71	18.7400
7.	Z-524	Dob Adjacentes	Sigao, Sanguem, South S. Goa	Fe	34 of 22-08-1956	52.5060
8.	Z-779	Hoddecoddem	Cormonem & Calem, Sanguem, S. Goa	Fe	15 of 29-04-1960	100.0000
9.	Z-536	Vaghunkhudo, Pipol Mole Cinamol	Dabal, Sanguem, S. Goa	Fe	46 of 12-12-1956	64.3000
10.	Z-790	Teramola e Bandoratembo	Codli, Sanguem, S. Goa	Fe	26 of 22-08-1960	100.0000
11.	Z-586	Savorcoteacho Dango	Cormonem, Sanguem, S. Goa	Fe/Mn	45 of 14-10-1957	94.0800
12.	Z-295	Oriemod	Moicalet (Collem), Sanguem, S. Goa	Fe/Mn	42 of 25-5-1953	69.4335
13.	Z-50	Costimod	Costi, Sanguem, S. Goa	Fe/Mn	11 of 24-2-1950	34.1559
14.	Z-523	Quitalthoth/Etc.	Arvalet/Poriem, Satari/ /Bicholim, N. Goa	Fe	33 of 22-08-1956	97.7500
15.	Z-221	Zambod	Viliena, Sanguem, S. Goa	Fe/Mn	71 of 18-8-1952	30.0000
16.	Z-551	Periudoca	Santona, Sanguem, S. Goa	Fe	11 of 29-04-1957	64.6600
17.	Z-619	Masticulnachem Advona	Santona, Sanguem, S. Goa	Fe	15 of 03-03-1958	92.0440
18.	Z-329	Bibtamol	Sanvordem, Sanguem, S. Goa	Fe/Mn	76 of 10-08-1953	21.7500
Total of 18 leases						1154.3584

C. P. Ambesh, Controller of Mining Leases for India.

ANNEXURE II

Details of **15 (Fifteen)** Mining Leases held by **M/s. Damodar Mangalji & Co. Ltd.** in the State of Goa permitted for retention under MM(RD) Act, 1957

Sl. No.	Case No.	Denomination of the Mine	Village/Taluka/ /District	Minerals	Number, Date & Title	Area in Hectares
1	2	3	4	5	6	7
1.	Z-271	Conquirem Gavanvoril Dongor	Conquirem, Satari, N. Goa	Fe/Mn	18 of 6-3-1953	75.4000
2.	Z-286	Marsado	Surla, Bicholim, N. Goa	Fe	33 of 24-4-1953	78.2740
3.	Z-448	Ambeavelem Bharad	Surla, Bicholim, N. Goa	Fe/Mn	1 of 14-1-1955	29.1400

1	2	3	4	5	6	7
4.	Z-337	Solla	Colomba, Sanguem, S. Goa	Fe/Mn	84 of 28-08-1953	82.0000
5.	Z-161	Dobdobo	Bicholim, Bicholim, N. Goa	Fe	11 of 4-2-1952	50.1250
6.		Band Doncol	Pissurlem, Satari, N. Goa	Fe	2/Fe - 71	18.7400
7.	Z-524	Dob Adjacentes	Sigao, Sanguem, South S. Goa	Fe	34 of 22-08-1956	52.5060
8.	Z-779	Hoddecoddem	Cormonem & Calem, Sanguem, S. Goa	Fe	15 of 29-04-1960	100.0000
9.	Z-536	Vaghunkhudo, Pimpol Mol e Cinamol	Dabal, Sanguem, S. Goa	Fe	46 of 12-12-1956	64.3000
10.	Z-790	Teramola e Bandoratembo	Codli, Sanguem, S. Goa	Fe	26 of 22-08-1960	100.0000
11.	Z-586	Savorecoteacho Dango	Cormonem, Sanguem, S. Goa	Fe/Mn	45 of 14-10-1957	94.0800
12.	Z-295	Oriemod	Moicalet (Collem), Sanguem, S. Goa	Fe/Mn	42 of 25-5-1953	69.4335
13.	Z-50	Costimod	Costi, Sanguem, S. Goa	Fe/Mn	11 of 24-2-1950	34.1559
14.	Z-523	Quitalthoth/Etc.	Arvalem/Poriem, Satari/Bicholim, N. Goa	Fe	33 of 22-08-1956	97.7500
15.	Z-329	Bibtamol	Sanvordem, Sanguem, S. Goa	Fe/Mn	76 of 10-08-1953	21.7500
Total of 15 leases						967.6544

C. P. Ambesh, Controller of Mining Leases for India.

ANNEXURE III

Details of 3 (Three) Mining Leases held by *M/s. Damodar Mangalji & Co. Ltd.* in the State of Goa are reduced having excess area than prescribed under MM(RD) Act, 1957.

Sl. No.	Case No.	Denomination of the Mine	Village/Taluka/District	Minerals	Number, Date & Title	Area in Hectares
1	2	3	4	5	6	7
1.	Z-221	Zambod	Viliena, Sanguem, S. Goa	Fe/Mn	71 of 18-8-1952	30.0000
2.	Z-551	Periudoca	Santona, Sanguem, S. Goa	Fe	11 of 29-04-1957	64.6600
3.	Z-619	Masticulnachem Advona	Santona, Sanguem, S. Goa	Fe	15 of 03-03-1958	92.0440
Total of 3 leases						186.7040

C. P. Ambesh, Controller of Mining Leases for India.

Law Establishment Division

Certificate of Practice

No. 5/40/95-LD(8)

In partial modification of Certificate of Practice of even number dated 21-1-1996 issued under the provisions of the Notaries Act, 1952 (Central Act, LIII of 1952) and the

Notaries Rules, 1956 made thereunder and renewed vide endorsement of even number dated 24-1-1999, Government is pleased to extend the jurisdiction of practice of Smt. Philomena de Silva to entire Goa.

By order and in the name of the Governor of Goa.

J. V. Pednekar, Under Secretary (Law).

Panaji, 3rd July, 2001.

Goa Legislature Secretariat

Notification

LA/B/ESTT/2497/2001

In pursuance of Rule - 269 of the Rules of Procedure and Conduct of Business of Goa Legislative Assembly, the following documents which were laid on the Table of the House on 17th July, 2001 are declared to be published for general information:

1. Finance Accounts, 1999-2000.
2. Appropriation Accounts, 1999-2000; and
3. Report of the Comptroller and Auditor General of India for the year ended 31st March, 2000 - Government of Goa.

Assembly Hall,
Porvorim, Goa.
18th July, 2001.

R. KOTHANDARAMAN
Secretary (Legislature).

Department of Personnel

Addendum

No. 18/13/93-PER-7557

Read: Government Order No. 18/13/93-PER-7557, dated 16-5-2001.

In the Government Order No. 18/13/93-PER-7557, dated 16-5-2001, after the second para, the following para as third para may be added:

The expenditure towards salary of the newly created post shall be debited to the Budget Head: 2055 - Police, 101 - C. I. Vigilance, 01 - C.I.D., 01 - Salaries.

By order and in the name of the Governor of Goa.

D. M. Borkar, Under Secretary (Personnel).

Panaji, 11th July, 2001.

Department of Planning

Order

No. 4-12-92/PLG/DPSE/6739

Read: Government Order No. 4-12-92/PLG/DPSE dated 07-03-2001.

Sanction of the Government is hereby accorded to extend the ad-hoc appointment of Shri Anil Kumar, Statistical Officer of Common Statistical Cadre of Directorate of Planning, Statistics & Evaluation, Panaji, which expired on 31-05-2001, for a further period of 3

months until 31-8-2001 or till the appointment is regularised, whichever is earlier.

By order and in the name of the Governor of Goa.

P. S. Natarajan, Director & Ex-Officio Joint Secretary (Planning).

Panaji, 4th July, 2001.

Department of Power

Office of the Chief Electrical Engineer

Order

No. CEE/Estt-P-F-232/1253

Read: Notice of voluntary retirement dated 7th May, 2001 of Shri L. F. S. Barros, Assistant Engineer (Elect) of Electricity Department.

Government is pleased to accept the notice of voluntary retirement dated 7th May, 2001 served by Shri L. F. S. Barros, Assistant Engineer (Elect), working in the office of Executive Engineer, Elect. Div-VI, Mapusa, with effect from 7th August, 2001 (F.N).

By order and in the name of the Governor of Goa.

R. A. Ghali, Chief Electrical Engineer & Ex-Officio Addl. Secretary.

Panaji, 18th July, 2001.

Department of Public Works

Office of the Chief Engineer

Order

No. 40/2/99/CE-PWD-ADM(II)/106

Government is pleased to order the transfers of the following Assistant Engineers in Public Works Department with immediate effect in public interest.

Sl. No.	Name of the Officer	Present place of posting	New place of posting
1.	Shri A. B. Rao	Circle Office III (Roads-North), PWD, Altinho, Panaji.	Sub-Div. IV, Div. XXIII (Roads), PWD, Valpoi, vice Shri H. K. Ramesh.
2.	Shri H. K. Ramesh	Sub-Div. IV, Div. XXIII (Roads), PWD, Valpoi.	Circle Office III (Roads-North), PWD, Altinho, Panaji.

The Officer at Sl. No. 1 should move first.

By order and in the name of the Governor of Goa.

P. P. Borkar, Chief Engineer, PWD & Ex-Officio Addl. Secretary.

Panaji, 9th July, 2001.

Department of Urban Development

Directorate of Municipal Administration

Notification

No. 1/42/97-DMA/83

Read: (i) Notification No. 3/13-I/89-DUD/II/1425 dated 30-9-99.

(ii) Addendum No. 1/42/97-DMA/315 dated 21-3-2001.

Government is pleased to reconstitute the General Body of the Goa State Urban Development Agency in pursuance of the powers conferred under Clause 6 of the Rules and Regulations of the Goa State Urban Development Agency as under:-

- | | |
|---|-----------------------|
| 1) Hon'ble Minister (Urban Development) | ... Chairman |
| 2) Secretary (Urban Development) | ... Vice Chairman |
| 3) Shri Francisco D'Souza, MLA, Mapusa. | ... Member |
| 4) Shri Luis Alex Cardoso, MLA, Fatorda. | ... Member |
| 5) Representative of Ministry of Urban Development, New-Delhi. | ... Member |
| 6) Chief Town Planner. | ... Member |
| 7) Director of Planning, Statistics & Evaluation. | ... Member |
| 8) Chief Engineer, PWD. | ... Member |
| 9) Managing Director, Infrastructure Development Corporation. | ... Member |
| 10) Joint Secretary (Finance). | ... Member |
| 11) Chairperson, Panjim Municipal Council. | ... Member |
| 12) Shri Vilas Bhangui, Panaji. | ... Member |
| 13) Smt. Shaila Gaunekar, President, Margao First. | ... Member |
| 14) Shri Sadanand Naik, Councillor, Margao Municipal Council. | ... Member |
| 15) Shri Sameer Nadkarni, Architect, Margao. | ... Member |
| 16) Shri Morad Ahmed, Senior Town Planner, Chief Project Officer. | ... Member |
| 17) Director of Municipal Administration. | ... Member Secretary. |

The General Body shall have the following powers and functions:-

- To frame and advise the Government to implement poverty alleviations programmes through administrative machinery of the Agency.
- To take policy decisions for the implementation of various urban development schemes and programmes financed by the Government and/or the Central Government.

- To pass and approve the Annual financial statement of the Agency every year.
- To pass resolutions on financial and administrative matters for the smooth functioning of the Agency.
- To make different Rules, like staff recruitment rules, T. A. Rules, various rules for smooth functioning of the Administration of the Agency.
- To appoint Auditor for the audit of the Agency and fix the remuneration of the Auditors.
- To take decisions to acquire any immovable property.
- To accept any donation/gift for the benefit of the Agency.
- To make administrative decisions to enter into profitable trade or business so as to strengthen the financial position of the Agency.
- To create posts for functioning of the Administration of the Agency.
- To do all such acts as may be directed by the Government, for furtherance of development of urban areas.
- To direct/authorize/delegate Governing Body or Chairman or Member Secretary to exercise any of its powers and functions.
- To do all such acts as felt necessary in order to achieve the aims and objectives of the Agency.

This supersedes all the earlier Notifications including (i) and (ii) read above.

By order and in the name of the Governor of Goa.

K. N. S. Nair, Director of Municipal Administration/
/Ex-Officio Joint Secretary (UD).

Panaji, 19th July, 2001.

Department of Weights & Measures

Office of the Controller, Legal Metrology

Notification

No. 1/2/01-CLM/297/1224

In exercise of the powers conferred by Sub-Section (3) of Section 5 of the Standards of Weights and Measures (Enforcement) Act, 1985 (Central Act 54 of 1985) (hereinafter called the 'said Act') the Controller of Legal Metrology hereby defines the local limits as specified in column (4) of the Schedule appended hereto within which the Inspectors of Legal Metrology as specified in the corresponding entries in column (2) of the said Schedule, shall exercise their powers and discharge the

duties conferred or imposed on them by or under the said Act. This is in supersession of the Order No. 1/2/69-CWM/284/1544 dated 25-10-1996.

SCHEDULE

Sr. No.	Designation of Group 'C' Officials	Headquarters	Local limits (Jurisdiction)
1	2	3	4
SOUTH ZONE			
1.	Inspector of Legal Metrology	Margao	The whole area of Taluka of Salcete.
2.	Inspector of Legal Metrology	Curchorem	The whole area of Talukas of Quepem and Canacona.
3.	Inspector of Legal Metrology	Vasco-da-Gama	The whole area of Taluka of Mormugao.
4.	Inspector of Legal Metrology	Sanguem	The whole area of Taluka of Sanguem.
1	2	3	4

NORTH ZONE

1.	Inspector of Legal Metrology	Mapusa	The whole area of Taluka of Bardez.
2.	Inspector of Legal Metrology	Pernem	The whole area of Taluka of Pernem.
3.	Inspector of Legal Metrology	Bicholim	The whole area of Talukas of Bicholim and Satari.
1	2	3	4

CENTRAL ZONE

1.	Inspector of Legal Metrology	Ponda	The whole area of Taluka of Ponda.
2.	Inspector of Legal Metrology	Panaji	The whole area of Taluka of Tiswadi.

N. M. Naik, Controller and Ex-Officio Under Secretary,
Legal Metrology (Weights & Measures).

Panaji, 18th July, 2001.

Notification

No. 1/2/01-CLM/298/1225

In exercise of the powers conferred by Sub-Section (3) of Section 5 of the Standards of Weights and Measures

(Enforcement) Act, 1985 (Central Act 54 of 1985) (hereinafter called the 'said Act') the Controller of Legal Metrology hereby defines the local limits as specified in column (4) of the Schedule appended hereto within which the Assistant Controllers of Legal Metrology as specified in the corresponding entries in column (2) of the said Schedule, shall exercise their powers and discharge the duties conferred or imposed on them by or under the said Act. This is in supersession of the Order No. 1/2/69-CWM/204/1138 dated 16-7-1996.

SCHEDULE

Sr. No.	Designation of Group 'B' Gazetted Officer	Present H. Q.	Local limits (Jurisdiction)
1	2	3	4
1.	Assistant Controller of Legal Metrology, for South Zone.	Margao	The South Zone which is comprising of whole area of Talaukas of Salcete, Mormugao, Quepem, Sanguem and of Canacona, including area of jurisdiction of all Inspectorial Units in this Zone.
2.	Assistant Controller of Legal Metrology, for North Zone.	Mapusa	The North Zone which is comprising of whole area of Talaukas of Bardez, Pernem, Bicholim and Satari, including area of jurisdiction of all Inspectorial Units in this Zone.
3.	Assistant Controller of Legal Metrology, for Central Zone.	Panaji	The Central Zone which is comprising of whole area of Talaukas of Tiswadi and Ponda, including area of jurisdiction of all Inspectorial Units in this Zone.
4.	Assistant Controller of Legal Metrology, for Packaged Commodities/Central Laboratory at Head Office.	Panaji (H. O.)	To implement the provision of Packaged Commodities Rules for the whole State of Goa and the necessary work at Central Laboratory at Head office and such other relevant work at Head Office.

Rinku Khirwar, Secretary, Legal Metrology.

Panaji, 18th July, 2001.